

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

UNITED STATES OF AMERICA ex rel.
JOSEPH SEIKEL and TERENCE SEIKEL,

Plaintiffs/Relators,

v.

DAVID B. ALVAREZ; APPLIED
CONSTRUCTION SOLUTIONS, INC.;
ENERGY TRANSPORTATION, LLC;
ENERGY RESOURCE GROUP, LLC;
ET360, LLC; BEAR CONTRACTING, LLC;
BEAR UTILITIES, LLC; JASON P.
HENDERSON; and JOHN DOES NOS. 1-50,
FICTITIOUS NAMES;

Defendants.

Case No.: 1:23-cv-01

JOINT STIPULATION

All parties previously agreed that responsive pleadings to Relator Joseph Seikel and Terrence Seikel's (collectively "Relators") Complaint would be filed 21 days after the Motion to Transfer was resolved. On January 4, 2023, the Eastern District of Pennsylvania granted the Alvarez Defendants' Motion to Transfer, and this Court subsequently ordered a status conference set for February 7, 2023.

IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned that the time within which Defendants David B. Alvarez, Applied Construction Solutions, Inc., Energy Transportation, LLC, Energy Resource Group, LLC, ET360, LLC and Jason P. Henderson may file responsive pleadings to Relators' Complaint is extended to and through February 28, 2023.

Dated: January __, 2023.

SO ORDERED:

Honorable Thomas S. Klee

AGREED:

DAVID B. ALVAREZ; APPLIED
CONSTRUCTION SOLUTIONS, INC.;
ENERGY TRANSPORTATION, LLC

UNITED STATES OF AMERICA
ex rel. JOSEPH SEIKEL and
TERENCE SEIKEL

/s/ Marc R. Weintraub

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/s/ Andrew Miller

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ENERGY RESOURCE GROUP, LLC;
ET360, LLC; and JASON HENDERSON

/s/ Shawn Morgan

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